

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

WENDY A. HAGER,)	
)	No. CV-06-0102-MWL
Plaintiff,)	
)	ORDER GRANTING JOINT
v.)	MOTION FOR REMAND
)	
JO ANNE B. BARNHART,)	
Commissioner of Social)	
Security,)	
)	
Defendant.)	

The parties have filed a stipulation for remand of the above captioned case to the Commissioner for further administrative proceedings. (Ct. Rec. 23). The parties have consented to proceed before a magistrate judge. (Ct. Rec. 6). After considering the stipulation,

IT IS ORDERED that the above-captioned case be remanded for further administrative proceedings. Upon remand, the ALJ shall:

1) evaluate all of the medical opinions, including the opinions of Helen Pamintuan, M.D. (Tr. 185-188), Ger K. Moua, M.S., and Frank

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1 M. Rosekrans, Ph.D. (Tr. 256-259, 260-261), Dennis R. Pollack,
2 Ph.D. (Tr. 262-269), Brooke E. Sjostrom, M.S., L.M.H.C., and
3 Mahlon Dalley, Ph.D. (Tr. 603-611), Gary Knox, M.D. (Tr. 250-255,
4 277-278, 660-661), Shari Lyszkiewicz, M.S., and Dr. Rosekrans (Tr.
5 617-624), John B. Severinghaus, Ph.D. (Tr. 583-587, 589-592), and
6 Sean Caldwell, M.S., Cand., and Dr. Dalley (Tr. 292-299);
7 2) explain the weight given these opinions; 3) evaluate
8 Plaintiff's subjective complaints; 4) evaluate the lay witness
9 statement of Clark E. Hager, Sr. (Tr. 279-281); 5) evaluate
10 Plaintiff's residual functional capacity; and 6) evaluate
11 Plaintiff's ability to perform her past relevant work and, if
12 necessary, her ability to perform other work with the assistance
13 of additional vocational expert testimony.

14 On remand, this case will be assigned to a different ALJ,
15 other than ALJ R.J. Payne, pursuant to the provisions of Hallex I-
16 2-155(D) (11) (a).

17 This Court hereby reverses the Commissioner's decision under
18 sentence four of 42 U.S.C. § 405(g) with a remand of the cause to
19 the Commissioner for further proceedings. See *Melkonyan v.*
20 *Sullivan*, 501 U.S. 89 (1991).

21 **IT IS FURTHER ORDERED:**

22 1. The parties' Joint Motion to Remand (**Ct. Rec. 23**) is
23 **GRANTED.**

24 2. Judgment shall be entered for the **PLAINTIFF.**

25 3. An application for attorney fees may be filed by
26 separate motion.

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S/ Michael W. Leavitt
MICHAEL W. LEAVITT
UNITED STATES MAGISTRATE JUDGE